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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 98,506-C)

In application of:

Frace et al.

Serial No. 09/485,099

Filed: February 4, 2000

For: Preparation and Use of Recombinant Influenza
A Virus M2 Constructs and Vaccines

Examiner:

Group Art Unit:

TRANSMITTAL LETTER

Asst. Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In regard to the above identified application,

1. We are transmitting herewith the attached:
 - a) Information Disclosure Statement;
 - b) PTO Form 1449 and 2 cited references;
 - c) Return postcard
2. With respect to fees:
 - a) No Fee is required.
 - b) Please charge any underpayment or credit any overpayment our Deposit Account, No. 13-2490.
3. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Asst. Commissioner for Patents, Washington, D.C. 20231 on April 24, 2000

Date: April 24, 2000

Respectfully submitted,

Michael S. Greenfield

Michael S. Greenfield
Registration No. 37,142



PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 98,506-C)

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INFORMATION DISCLOSURE STATEMENT

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

Dear Sir:

Pursuant to 37 C.F.R. Section 1.97 - 1.99, the Applicant wishes to make the following references of record in the above-identified application. This Information Disclosure Statement is in compliance with the continuing duty of candor as set forth in 37 C.F.R. Section 1.56. Copies of the references cited below are enclosed. These references are also listed on the enclosed PTO Form 1449.


In the judgment of the undersigned, portions of the listed references may be material to the Examiner's consideration of the presently pending claims. This statement is not a representation that the listed references have effective dates early enough to be "prior art" within the meaning of 35 U.S.C. Section 102 or Section 103.

Pursuant to 37 C.F.R. §1.98(d), copies of references numbered 1-55 are not provided herewith, since they were previously provided in the parent case, U.S. Patent Application Serial No. 08/960,930, filed on August 6, 1997.

CERTIFICATE OF MAILING (37 C.F.R. 1.8a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the: Assistant Commissioner for Patents, Washington D.C. 20231, on April 24, 2000.

Date: April 24, 2000


Michael S. Greenfield



International Patent No. WO 93/03173, published February 18, 1993

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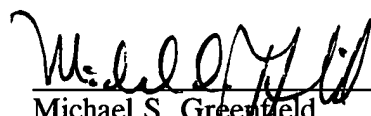
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Date: April 24, 2000

By:



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